

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF MISSISSIPPI
GREENVILLE DIVISION**

TONY SMITH

PLAINTIFF

vs

CIVIL ACTION NO. 3:13-CV-202-DMB-SAA

K. C. HAMP, et al

DEFENDANTS

MOTION TO WITHDRAW AS COUNSEL

Now comes Robert D. Schultze and Cory M. Williamson, attorneys for Plaintiff, and move this Court for leave to withdraw as counsel for Plaintiff, and would submit as follows:

1. Plaintiff is desirous of having counsel other than the above-named represent him in this matter, and has stated such to undersigned counsel.
2. Counsel for the Defendant has been advised that Plaintiff desired such change of counsel.
3. It is the understanding of undersigned counsel that Plaintiff has already discussed this matter with an attorney who is willing to take on Plaintiff's representation, and that Plaintiff desires such attorney to represent him in this matter going forward.
4. There is a Motion to Dismiss presently filed against Plaintiff, however, should undersigned be allowed to withdraw and Plaintiff's new attorney be allowed time to respond, no prejudice will come to either party as a result of this withdrawal and subsequent entry of appearance.

WHEREFORE, PREMISES CONSIDERED, the undersigned respectfully request that this Court allow same to withdraw as counsel of record.

Respectfully submitted, this the 28th day of May, 2014.

Tony Smith, Plaintiff, by and through his
undersigned counsel,

/s/ Robert D. Schultze

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/s/ Cory M. Williamson

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CERTIFICATE OF SERVICE

I, Robert D. Schultze, do hereby certify that I have this day caused the foregoing to be filed in the above-referenced matter, which gave notification of such filing, via the ECF system, to the following:

Daniel J. Griffith, Esq.
123 S. Court Street
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Cleveland, MS 38732

Andrew T. Dulaney, Esq.
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Tunica, MS 38676

This, the 28th day of May, 2014.

/s/ Robert D. Schultze
Robert D. Schultze, MSB#101550